

SENATE MOTION

MADAM PRESIDENT:

I move that Engrossed House Bill 1008 be amended to read as follows:

- 1 Page 39, line 25, delete "The" and insert "**(a) As used in this**
 - 2 **section, "condemnor" means any person authorized by Indiana**
 - 3 **law to exercise the power of eminent domain.**
 - 4 **(b) Except as provided in subsection (c), the".**
 - 5 Page 39, between lines 28 and 29, begin a new paragraph and insert:
 - 6 **"(c) A condemnor may not exercise the power of eminent**
 - 7 **domain to acquire real property with respect to a toll road project**
 - 8 **under this article:**
 - 9 **(1) from a private entity; and**
 - 10 **(2) with the intent of transferring ownership or control of the**
 - 11 **real property to another private entity, including a private**
 - 12 **entity that is a party to a public-private agreement."**
- (Reference is to EHB 1008 as printed February 24, 2006.)

Senator TALLIAN